

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
BECKLEY**

**U.S. EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION,**

Plaintiff,

and

JANE DOE,

Plaintiff-Intervenor,

v.

**WAL-MART STORES EAST, LP and
JAMES BOWYER,**

Defendants.

**Civil Action No. 5:23-cv-00623
Judge Frank W. Volk**

**JOINT MOTION FOR ENTRY OF CONSENT DECREE
AND NOTICE OF SETTLEMENT**

Plaintiff U.S. Equal Employment Opportunity Commission (the “Commission” or “EEOC”) and Defendant Wal-Mart Stores East, LP (“Walmart”) respectfully move the Court for approval and entry of the attached Consent Decree (Exhibit 1) as the final judgment resolving the claims of the EEOC. Plaintiff-Intervenor Jane Doe further advises the Court that her claims are likewise resolved, and that she and Walmart will jointly file a separate Stipulation of Dismissal of Jane Doe’s claims. In support of the Motion, the Commission, Jane Doe, and Walmart state as follows:

1. The Commission and Walmart have negotiated the attached Consent Decree as a resolution of the Commission’s claims in the above-captioned case.
2. The Commission and Walmart believe that the terms of this Consent Decree are adequate, fair, reasonable, equitable, and just.

3. EEOC and Walmart believe that the Consent Decree conforms with the Federal Rules of Civil Procedure and is not in derogation of the rights or privileges of any person. The entry of the Consent Decree will further the objectives of Title VII of the Civil Rights Act, as amended, and will be in the best interest of the parties, those for whom EEOC seeks relief, and the public.

4. Plaintiff-Intervenor has agreed to dismissal of all her claims with prejudice and the Parties will file a Joint Stipulation of Dismissal with Prejudice as to Plaintiff-Intervenor's claims.

5. By entering into the Consent Decree and resolving Plaintiff-Intervenor's claims, Walmart does not admit any fault or violation of the law. Walmart expressly denies any violation of the law.

WHEREFORE, the Parties respectfully request that this Court approve and enter the Consent Decree and retain jurisdiction during the term of the Consent Decree to enforce the terms and conditions set forth therein and pending the filing of the Stipulation of Dismissal as to Plaintiff-Intervenor Jane Doe.

Respectfully submitted,

On Behalf of U.S. Equal Employment
Opportunity Commission:

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